



AF/1031#
Dkt. 58323/JPW/PT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Wayne A. Hendrickson and Barry Honig
Serial No.: 09/235,986 Examiner: Marianne P. Allen
Filed : January 22, 1999 Group Art Unit: 1631
For : PROCESS FOR PAN-GENOMIC DETERMINATION OF
MACROMOLECULAR ATOMIC STRUCTURES

#30
Plunkett
8/4/03
1185 Avenue of the Americas
New York, New York 10036
July 25, 2003

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

NOTICE OF APPEAL FROM THE EXAMINER'S DECISION
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeal to the Board from the decision of the Examiner mailed January 27, 2003, finally rejecting pending claims 5 and 6 in the above-identified application.

A response to the January 27, 2003 Office Action was due on April 27, 2003. Applicant is today filing a Petition For A Three-Month Extension Of Time thereby extending the period for response to July 27, 2003. Accordingly, the subject application is pending today and this Notice of Appeal is being timely filed.

Applicant has previously established small entity status. The required fee for filing a Notice of Appeal is ONE HUNDRED SIXTY DOLLARS (\$160.00) for a small entity and a check covering this amount is enclosed.

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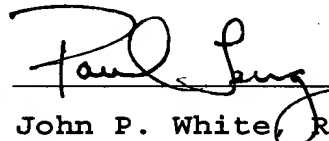
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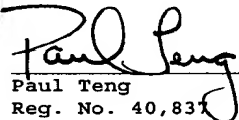
If any additional fee is necessary in connection with the filing of this Notice of Appeal, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Paul Teng
Reg. No. 40,837

July 25, 2003
Date